



Emily Cooperative Telephone Company

May 11, 2015

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

Electronic Filing

**Re: Docket No. 02-33 – Notification of Permissive Detariffing of Wireline Broadband Internet Access Service by Emily Cooperative Telephone Company (Study Area 361387)**

Pursuant to the Commission's Wireline Broadband Order, Emily Cooperative Telephone Company hereby provides notice of its intent to discontinue offering wireline broadband internet access service on a tariff basis. Effective July 1, 2015, Emily Cooperative Telephone Company plans to offer wireline broadband internet access service on a permissive detariffed, common carriage basis.

Any questions regarding this filing may be directed to Tym Rutkowski at (651) 621-8514 or by e-mail at [trutkowski@otcpas.com](mailto:trutkowski@otcpas.com).

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Olson", is written over a faint, larger blue outline of the same signature.

Robert Olson  
CEO

Attachments

CC: Olsen Thielen & Co. Ltd.  
NECA Region Manager

*Connections to the Community... and the World.*

Ms. Marlene Dortch, Secretary  
Federal Communications Commission  
May 11, 2015

Notice of Permissive Detariffing of Wireline Broadband Internet Access Service  
Effective July 1, 2015

Emily Cooperative Telephone Company  
(Study Area 361387)  
40040 State Highway 6  
Emily, MN 56447

CC Docket No. 02-33

Emily Cooperative Telephone Company (“Company”) hereby provides notice that it intends to cease offering wireline broadband internet access service on a tariff basis. Effective July 1, 2015 Emily Cooperative Telephone Company will begin offering wireline broadband internet access service on a Title II, common-carriage, permissive detariffed basis pursuant to paragraph 94 of the Federal Communications Commission’s Wireline Broadband Order.<sup>1</sup> The geographic areas affect are those Emily Cooperative Telephone Company exchanges where DSL is technically feasible.

Today, this service is provided to Emily Cooperative Telephone Company. The ISP purchases wireline broadband access service for use as a component in their broadband internet service sold to residential and business customers. End user services provided will not be affected by discontinuance of the tariffed offering by Emily Cooperative Telephone Company. As stated in the attached customer notice, Emily Cooperative Telephone Company will continue to offer existing ISP customers under current rates, terms and conditions until the end of their current term or upon replacement with a Broadband Commercial Agreement. Emily Cooperative Telephone Company’s rates, terms and conditions for its permissively detariffed wireline broadband access service will be available at its office located at 40040 State Highway 6, Emily, MN and on its website at [www.emily.net](http://www.emily.net).

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<sup>1</sup> See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), *Wireline Broadband Order*

## **Certificate of Service**

I, Robert Olson, do certify that I have, on this 11<sup>th</sup> day of May, 2015.

1. Served by first class mail a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Secretary of Defense  
Attn: Special Assistant for Telecommunications  
Pentagon  
Washington, D.C. 20301-1000

Governor Mark Dayton  
Office of the Governor  
130 State Capitol  
75 Rev. Dr. Martin Luther King Jr. Blvd.  
St. Paul, MN 55155

2. Served via electronic filing a copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Minnesota Public Utilities Commission  
Attn: Mr. Daniel Wolf  
121 7<sup>th</sup> Place East, Suite #350  
St. Paul, MN 55101

3. Served via paper copy of the foregoing Notice of Permissive Detariffing of Wireline Broadband Internet Access Service to the following:

Emily Cooperative Telephone Company  
40040 State Highway 6  
Emily, MN 56447



Emily Cooperative Telephone Company

May 11, 2015

Emily Cooperative Telephone Company  
40040 State Highway 6  
Emily, MN 56447

**Re: CUSTOMER NOTICE OF CHANGE IN DSL SERVICE**

Dear Valued Customer:

Our records indicate that Emily Cooperative Telephone Company is currently purchasing wholesale broadband transport services from Emily Cooperative Telephone Company under NECA Tariff No. 5 ("Tariff"). This letter is to inform you that Emily Cooperative Telephone Company study area 361387 will no longer offer DSL services under the Tariff effective July 1, 2015. Services will be made available to you on a common carrier, non-tariffed basis.

Emily Cooperative Telephone Company's rates, terms and conditions for its non-tariffed wireline broadband access service can and will be available at its office located at 40040 State Highway 6, Emily, MN and on its website at [www.emily.net](http://www.emily.net).

The actions described above are taken in accordance with the FCC's Report and Order (FCC 15-150) released September 23, 2015 in Docket No. 02-33. In the order, the FCC determined that facilities-based wireline broadband internet service providers could offer their services on a common carrier, permissively detariffed basis.

Sincerely,

A handwritten signature in blue ink, appearing to read "Robert Olson", is written over a light blue horizontal line.

Robert Olson  
CEO

*Connections to the Community... and the World.*